

BOX PCT-MISSING REQUIREMENTS
Attorney Docket No. 24563

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

#3

In re Application of:
TAMATSU, Masaharu
International Application No. PCT/JP01/03126
Serial No. 09/980,619
International Filing Date: 11 April 2001 (11.04.01)
Filed: December 5, 2001

For: DATA BACKUP AND RECOVERY SYSTEM

TRANSMITTAL LETTER

Commissioner for Patents
Washington, D.C. 20231

Sir:

Submitted herewith for filing in the U.S. Patent and
Trademark Office is the following:

- (1) Transmittal Letter
- (2) Copy of Notification of Missing Requirements Under 35 U.S.C.
371
- (3) Response to Notification of Missing Requirements
- (4) Executed Declaration and Power of Attorney
- (5) Check No. 16192 \$ 65.00 surcharge for late filing of
Declaration

The Commissioner is hereby authorized to charge any
deficiency or credit any excess to Deposit Account No. 14-0112.

Respectfully submitted,

NATH & ASSOCIATES PLLC

02/14/2002 UEDUWJE 00000085 09980619

01 FC:254

65.00 DP

By: 

Gary M. Nath
Registration No. 26,965
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Date: February 12, 2002
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SUBMISSION OF MISSING REQUIREMENTS

Commissioner for Patents
Washington, D.C. 20231

Sir:

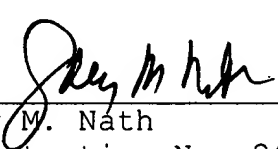
In response to the Notification of Missing Requirements Under 35 U.S.C. 371 mailed 1 February 2002, submitted herewith are the following:

- (1) Executed Declaration and Power of Attorney
- (2) Check No. 16192 \$ 65.00 surcharge for late filing of Declaration

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Respectfully submitted,
NATH & ASSOCIATES PLLC

By: _____


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UNITED STATES PATENT AND TRADEMARK OFFICE

Commissioner for Patents, Box PCT
 United States Patent and Trademark Office
 Washington, D.C. 20231
 www.uspto.gov

U.S. APPLICATION NUMBER NO.	FIRST NAMED APPLICANT	ATTY. DOCKET NO.
09/980,619	Masaharu Tamatsu	24563

INTERNATIONAL APPLICATION NO.
PCT/JP01/03126

IA. FILING DATE	PRIORITY DATE
04/11/2001	04/12/2000

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CONFIRMATION NO. 8076

371 FORMALITIES LETTER.



OC000000007399914

Date Mailed: 02/01/2002

NOTIFICATION OF MISSING REQUIREMENTS UNDER 35 U.S.C. 371 IN THE UNITED STATES DESIGNATED/ELECTED OFFICE (DO/EO/US)

The following items have been submitted by the applicant or the IB to the United States Patent and Trademark Office as a Designated Office (37 CFR 1.494):

- U.S. Basic National Fees
- Indication of Small Entity Status
- Priority Document
- Copy of references cited in ISR
- Copy of the International Application
- Copy of the International Search Report
- Oath or Declaration
- Request for Immediate Examination
- Small Entity Statement

The following items **MUST** be furnished within the period set forth below in order to complete the requirements for acceptance under 35 U.S.C. 371:

- Oath or declaration of the inventors, in compliance with 37 CFR 1.497(a) and (b), identifying the application by the International application number and international filing date. The current oath or declaration does not comply with 37 CFR 1.497(a) and (b) in that it:
 - is not executed in accordance with either 37 CFR 1.66 or 37 CFR 1.68.
- \$65 Surcharge for providing the oath or declaration later than the appropriate 20 months from the priority date (37 CFR 1.492(e)) is required.

ALL OF THE ITEMS SET FORTH ABOVE MUST BE SUBMITTED WITHIN TWO (2) MONTH FROM THE DATE OF THIS NOTICE OR BY 22 or 32 MONTHS (where 37 CFR 1.495 applies) FROM THE PRIORITY DATE FOR THE APPLICATION, WHICHEVER IS LATER. FAILURE TO PROPERLY RESPOND WILL RESULT IN ABANDONMENT.

The time period set above may be extended by filing a petition and fee for extension of time under the provisions of 37 CFR 1.136(a).

SUMMARY OF FEES DUE:

Total additional fees required for this application is \$65 for a Small Entity:

- \$65 Late oath or declaration Surcharge.

Applicant is reminded that any communications to the United States Patent and Trademark Office must be mailed to the address given in the heading and include the U.S. application no. shown above (37 CFR 1.5)

*A copy of this notice **MUST** be returned with the response.*

BARBARA A CAMPBELL

Telephone: (703) 305-3631

PART 1 - ATTORNEY/APPLICANT COPY

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09/980,619	PCT/JP01/03126	24563